

Monday, April 16, 1923

The Senate met pursuant to adjournment.
The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

A quorum present.

Prayer by the Chaplin.

Reading of the Journal was dispensed with.

The daily Journal of April 13th was corrected and, as corrected, was approved.

Senator Putnam was excused from attendance upon the body for today.

Mr. Stokes moved that the Committee of the Senate to act with the Committee of the House of Representatives as a Joint Committee to investigate the death of Martin Tabert, be permitted to set during the sessions of the Senate.

Which was agreed to.

REPORTS OF COMMITTEES.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 81:

A bill to be entitled An Act to prohibit any person from having in his or her possession any Deadly Weapon while engaged in the violation of any of the prohibition laws of this State, or of the United States.

Have had the same under consideration, and recommend that it do not pass.

Very respectfully,

D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 81, contained in the above report, was placed on the table under the rule.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 73:

A bill to be entitled An Act relating to certificates by the Commissioner of Agriculture as to the issuance of a final receipt, or receipt of full payment for any lands of the Trustees of the Internal Improvement Fund, or the State Board of Education or other Officers of the Staff of Florida, and to render all such certificates admissible in evidence and entitled to record, and prescribing the force and effect thereof.

Have had the same under consideration, and recommend that it do not pass.

Very respectfully,

D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 73, contained in the above report, was placed on the table under the rule.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 48:

A bill to be entitled An Act to prohibit the manufacture, import, transport, distribution, storage, keeping, or selling of adulterated or misbranded paints and paint materials, providing for the disposal of adulterated and misbranded paints and paint materials, and for other purposes.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,
D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 48, contained in the above report, was placed on the table under the rule.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 92:

A bill to be entitled An Act to provide for payment by persons using Pullman and parlor cars of a luxury tax and providing for a penalty upon railroads for the non-collection of the same or making no return thereof; and the enforcement thereof of the payment of said penalty by the Railroad Commission.

Have had the same under consideration and recommend that it do pass.

Very respectfully,
D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 92, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 132:

A bill to be entitled An Act to amend Section 2652 of the Revised General Statutes of Florida, 1920, relating to pleadings of the defendant and requiring pleas to be sworn to.

Have had the same under consideration and recommend that it do pass.

Very respectfully,
D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 132, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. D. E. Knight, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—
Senate Bill No. 146:

A bill to be entitled An Act to amend Section 3114 of the Revised General Statutes of the State of Florida, relating to service by publication on non-residents in suits for specific performances.

Have had the same under consideration, and recommend that it do pass.

Very respectfully,

D. E. KNIGHT,
Chairman of Committee.

And Senate Bill No. 146, contained in the above report, was placed on the Calendar of Bills on Second Reading.

REPORT OF ENROLLING COMMITTEE

Mr. Rowe, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 40):

An Act to validate the issuance and sale of \$3,000,000 road bonds of Hillsborough County, Florida, voted and provided for at an election held in the said county on August 1, A. D. 1922, and more particularly described in the Resolution of the Board of County Commissioners of said

county adopted on the date of June 26th, 1922, said bonds being dated July 1st, 1922, and all proceedings for the issuance of said bonds, and including the sale and delivery thereof.

Have examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the part of the Senate.

The Act (Senate Bill No. 40) contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—

Mr. Rowe, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 12, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 60):

An Act to legalize and validate the proceedings for the issuance of bonds of the City of West Tampa, Florida, in the amount of \$65,000 for the purpose of refunding \$60,000 of Bonds of said City and funding the floating indebtedness thereof, which bonds were voted at a special election held in said City on January 4, 1923, and to authorize a change in the denomination of said bonds and a modification of the decree validating the same.

Have examined the same and find it correctly enrolled.
The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Act (Senate Bill No. 60), contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—

Mr. Rowe, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber
Tallahassee, Florida, April 12, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills to whom was referred—

(House Bill No. 100):

An Act to Repeal Chapter 6671 of the Laws of Florida, Acts of 1913, "Being an Act to abolish the present municipality of Bushnell, Sumter County, Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Bushnell, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges," and to organize and establish a new City Government for the City of Bushnell, Sumter County, Florida, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Have examined the same and find it correctly enrolled.
The same having been duly signed by the Speaker and

Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Act (House Bill No. 100), contained in the above report, were only signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—

Mr. Rowe, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 61):

An Act to validate and ratify the establishment of Lake Mango Drainage District, Hillsborough County, Florida; and the issuance and sale of certain bonds by said district.

Also—

Senate Bill No. 18:

An Act to amend Section 8, of Chapter No. 7131 of the Acts of the Legislature of the State of Florida for the Year 1915, being an Act entitled: "An Act Granting Additional Rights, Powers and Privileges to the Town of Avon Park, De Soto County, Florida; in addition to its present Town Charter, and prescribing the method for the Issuance of Bonds in said Town, and amending in certain respects

its present Charter, and ratifying the present Assessment of Taxes in said Town."

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

And the Acts contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the Part of the Senate, to be conveyed to the Governor for his approval.

Also—

Mr. Rowe, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 13, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 59):

An Act to authorize the Board of County Commissioners of Hillsborough County, Florida, to sell Block sixty-four (64) according to the General Map of the Town of Tampa, recorded in the office of the Clerk of the Circuit court of Hillsborough County, Florida, in Plat Book one (1) on page seven (7).

Also—

(Senate Bill No. 58):

An Act to validate certain improvement certificates and bonds of the City of Clearwater, Florida.

Also—

(Senate Bill No. 17):

An Act to legalize, ratify, confirm and validate the acts and proceedings of the town of Avon Park, Highlands County, Florida, and its town council, officers and agents, relating to the issuance of municipal street bonds in the sum of sixty thousand dollars (\$60,000.00); park bonds in the sum of five thousand dollars (\$5,000.00); refunding bonds in the sum of ten thousand dollars (\$10,000.00), all in accordance with Ordinance No. 74, adopted by the town council on the 8th day of March, A. D. 1922, and the acts and ordinances passed in pursuance thereof.

Also—

(Senate Bill No. 12):

An Act for the relief of W. B. Brinkley of Columbia County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on
Enrolled Bills on the Part of the Senate.

And the Acts (Senate Bills Nos. 59, 58, 12 and 17) contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Mr. Jno. P. Stokes, Chairman of the Committee on Commerce and Navigation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 16, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

Your Committee on Commerce and Navigation, to whom
was referred—

Senate Bill No. 131:

A bill to be entitled An Act to amend Section One of
Chapter 8540 of the Acts of 1921, Laws of Florida, relating
to the duties of Pilot Commissioners, the examination and
number of pilots.

Have had the same under consideration, and recommend
that it do pass.

Very respectfully,

JNO. P. STOKES,
Chairman of Committee.

And Senate Bill No. 131, contained in the above report,
was placed on the Calendar of Bills on Second Reading.

INTRODUCTION OF BILLS

By Mr. Hodges—

Senate Bill No. 169:

A bill to be entitled An Act to repeal Section 603 "Lands
not to be sold on Credit"; Section 1056 "Title to certain
tidal lands vested in Trustees"; Section 1057 "Trustees
authorized to sell tidal lands, how sold"; Section 1061 "Ti-
tle to tidal lands vested in State"; Section 1062 "Trus-
tees have power to sell; notice required; objections"; Sec-
tion 1222 "Certain public lands not to be sold without ad-
vertisement"; Section 1223 "Notice of sale of public lands
by advertisement"; Section 1224 "Bids to purchase public
lands; sale to highest bidder, proviso"; of the Revised
General Statutes of Florida of 1920; transferring the re-
mainder of all public lands of the State of Florida to the
State Board of Education of Florida; to provide for the
grading and valuation and manner of sale of all public
school lands of the State of Florida; to provide for the
by advertisement"; Section 1224 "Bids to purchase public
lic school lands of Florida, describing its qualifications

and its duties; to provide for its compensation; providing
the manner of sale or contract for sale of the public school
lands of the State of Florida; to appropriate the neces-
sary funds for the execution of this Act; to provide for
the distribution of the proceeds of sales of contracts for
purchase of the public school lands of Florida; and to re-
peal all laws in conflict with the provisions of this Act.

Which was read the first time by its title and referred to
the Committee on Education.

By Mr. Mitchell—

Senate Bill No. 170:

A bill to be entitled An Act to repeal Section 603 "Lands
not to be sold on Credit"; Section 1056 "Title to Certain
Tidal Lands Vested in Trustees"; Section 1057 "Trustees
authorized to sell tidal lands, how sold"; Section 1061
"Title to tidal lands vested in State"; Section 1062 "Trus-
tees have power to sell; notice required; objections"; Sec-
tion 1222 "Certain Public Lands not to be sold without
advertisement"; Section 1223 "Notice of Sale of public
lands by advertisement"; Section 1224 "Bids to purchase
public lands; sale to highest bidder, proviso"; of the Re-
vised General Statutes of Florida of 1920; transferring the
remainder of all public lands of the State of Florida to
the State Board of Education of Florida; to provide for
the grading and valuation and manner of sale of all public
school lands of the State of Florida; to provide for the
appointment of a commission to grade and value the public
school lands of Florida, describing its qualifications and
its duties; to provide for its compensation; providing the
manner of sale or contract for sale of the public school
lands of the State of Florida; to appropriate the necessary
funds for the execution of this Act; to provide for the dis-
tribution of the proceeds of sales or contracts for purchase
of the public school lands of Florida; and to repeal all
laws in conflict with the provisions of this Act.

Which was read the first time by its title and referred
to the Committee on Judiciary B.

By Mr. Igou—

Senate Bill No. 171:

A bill to be entitled An Act to amend Sections 211,
212, 2124, 2125, 2133, 2134, 2142, 2147, 2151 and 2153 of
the Revised General Statutes, pertaining to the Hotel

Commissioner and Inspectors, their salaries, powers and duties; the construction, regulation and protection of hotels, apartment houses, rooming houses, restaurants and eating places, their guests and tenants; and the limitation of the expenditures of the Hotel Commission to an amount not to exceed its collections.

Which was read the first time by its title and referred to the Committee on Appropriations.

By Mr. Igou—
Senate Bill No. 172:

A bill to be entitled An Act to prohibit the running or roaming at large of live stock in certain portion of Lake County; to provide penalties for the violation of this Act and to provide that owners of property damaged or destroyed by live stock running or roaming at large may recover damages for such injury or destruction.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Igou—
Senate Bill No. 173:

A bill to be entitled An Act requiring all motor-driven and animal-drawn vehicles and bicycles to carry lights at night.

Which was read the first time by its title and referred to the Committee on Roads and Highways.

By Mr. Igou—
Senate Bill No. 174:

A bill to be entitled An Act relating to the State Road Department, imposing certain duties upon said department and conferring certain powers upon the same.

Which was read the first time by its title and referred to the Committee on Roads and Highways.

By Mr. Hodges—
Senate Bill No. 175:

A bill to be entitled An Act requiring the labeling of packages of paint and paint materials; and making the failure to do so a misdemeanor.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. MacWilliams—
Senate Bill No. 176:

A bill to be entitled An Act to amend Sections 6217 and 6218 of the Revised General Statutes, relating to working County Convicts.

Which was read the first time by its title and referred to the Committee on Privileges and Elections.

By Mr. Etheredge—
Senate Bill No. 177:

A bill to be entitled An Act to divide the County of Highlands into Special Tax School Districts and prescribing the boundaries thereof.

Which was read the first time by its title and the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Etheredge—
Joint Resolution No. 178:

A Joint Resolution proposing an Amendment to the Constitution of the State of Florida to be known as Article XX of the said Constitution, relating to Bond Issue of the State of Florida.

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Mitchell—
Senate Bill No. 179:

A bill to be entitled An Act to Validate and Confirm the Action of the Board of County Commissioners of Citrus County in determining that no revision, erasures or changes were necessary on the Registration Books of Citrus County, Florida, in connection with the holding of the Special Bond Election on March 6th, 1923.

Which was read the first time by its title.

Mr. Mitchell moved that the rules be waived and Senate Bill No. 179 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 179 was read a second time by its title only.

Mr. Mitchell moved that the rules be further waived and that Senate Bill No. 179 be read a third time in full and put upon passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 179 was read a third time in full. Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—26.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

By Mr. Mitchell—
Senate Bill No. 180:

A bill to be entitled An Act to ratify, approve, confirm, and validate the actions of the Board of County Commissioners of Citrus County, Florida; in passing Resolutions calling the Election, Publishing Notice of Election, Examining and Revising the Registration Books, and Giving Notice of Same, Printing of Ballots, Holding of Election, Canvassing the Returns and Declaring the Result, appointing Bond Trustees, providing for a sinking fund, the Suit Filed and Decree entered, Validating Bonds, the form of Bond adopted, time and place of payment, and each and every step taken by the Board of County Commissioners and County Officers concerning the Issuance and Sale of seven hundred and fifty County Bonds of the County of Citrus in the denomination of One Thousand Dollars each, and of a total sum of seven hundred and fifty thousand dollars for the purpose of constructing a system of paved, Macadamized or other hard surface highways in said Citrus County, Florida.

Which was read the first time by its title.

Mr. Mitchell moved that the rules be waived and Senate Bill No. 180, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 180 was read a second time by its title only.

Mr. Mitchell moved that the rules be further waived and that Senate Bill No. 180 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 180, was read a third time in full. Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators, Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Etheredge moved that Senate Bill No. 177 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 177:

A bill to be entitled An Act to divide the county of Highlands into special tax school districts, and prescribing the boundaries thereof.

Was taken up and read a second time in full.

Mr. Etheredge moved that the rules be waived and Senate Bill No. 177 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 177 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that Senate Bill No. 177 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 177 was read a third time in full. Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Stokes, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

By Mr. Anderson—
Senate Bill No. 181:

A bill to be entitled An Act to encourage the co-operative marketing of farm products and to authorize the incorporation of co-operative marketing associations; and to provide penalties for the violating the provisions thereof.

Which was read the first time by its title and referred to the Committee on Reforestation and Agriculture.

By Mr. Taylor—
Senate Bill No. 182:

A bill to be entitled An Act amending Section 3047 of the Revised General Statutes of Florida, fixing the dates of the terms of Court of the Sixth Judicial Circuit in and for the State of Florida.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Taylor—
Senate Bill No. 183:

A bill to be entitled An Act fixing the compensation of Solicitors of the Criminal Court of Record in certain counties.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Taylor—
Senate Bill No. 184:

A bill to be entitled An Act providing for the appointment of an assistant to the Solicitor of Criminal Courts of Record in certain counties.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Taylor—
Senate Bill No. 185:

A bill to be entitled An Act to amend An Act to prescribe the exercise of trust functions or the right to act as trustee, executor, administrator, registrar of stocks and bonds, guardian of estate, assignee, receiver or committee of estates, or lunatics or any other fiduciary capacity by corporations or associations within the limits of the State

of Florida, the same being Chapter 8531, of the Laws of Florida, approved June 14, 1921.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Singletary—
Senate Bill No. 186:

A bill to be entitled An Act authorizing the sale and disposition of sand and gravel from certain lands in this State and to provide for the disposition of the funds arising therefrom.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Scales—
Senate Bill No. 187:

A bill to be entitled An Act to protect and regulate the salt water fishing industry of the State of Florida.

Which was read the first time by its title and referred to the Committee on Game and Fisheries.

By Mr. Wicker—
Senate Bill No. 188:

A bill to be entitled An Act to further provide for and maintain the Dade Memorial Park and to make appropriation therefor.

Which was read the first time by its title and referred to the Committee on Appropriations.

Mr. Wicker moved that Senate Bill No. 165 be recalled from the Committee on Appropriations for the purpose of withdrawing the same.

Which was agreed to by a two-thirds vote.

And by consent Senate Bill No. 165 was withdrawn from the calendar.

Mr. Knabb moved that House Bill No. 277 be taken up out of its order and be now considered.

Which was agreed to by a two-thirds vote.

And—
House Bill No. 277:

A bill to be entitled An Act to validate, approve and confirm proceedings taken for the levying of assessments against abutting property owners in the town and city

of Green Cove Springs, Clay County, Florida, for the construction of certain street paving, and to validate, approve and confirm the ordinance providing for the same and all other Acts and proceedings taken by the commission of said town and city and other officers and agents of said town and city for and on behalf of the same in connection with the levying of said assessments; to validate, approve and confirm certificates of indebtedness issued against said assessments and said abutting property on account of said street paving, and to validate, approve and confirm the issuance of improvement bonds at the value of \$20,000.00 of said town and city of Green Cove Springs, Florida, issued against said assessments and said certificates of indebtedness.

Was taken up.

Mr. Knabb moved that the rules be waived and House Bill No. 277 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 277 was read a second time by its title only.

Mr. Knabb moved that the rules be further waived and that House Bill No. 277 be read a third time in full and put upon passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 277 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Campbell, Coné, Eaton, Epperson, Eetheredge, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells—27.

Nays—None.

So the bill passed, title as stated.

And House Bill No. 277 was ordered to be certified to the House of Representatives.

Mr. Campbell asked for and was granted unanimous consent to withdraw Senate Bill No. 114.

Mr. Butler was excused from further attendance upon the body for the day.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, —, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Concurrent Resolution No. 6:

Whereas, it is deemed necessary by the House of Representatives of the State of Florida, the Senate concurring, that the Legislature have before it certain specific data relating to the operation of the State Road Department not shown in such form or detail in the Department's report to the Governor, as the Legislature specially desires; therefore, be it

Resolved, by the House of Representatives of the State of Florida, the Senate concurring, That the State Road Department, through its proper official, do furnish to the House of Representatives and the Senate, a statement in duplicate showing the cost and results of the actual operations of the Department since the adjournment of the Legislature of 1921 to the convening of the Legislature of 1923, under items as follows:

1. The total office expense average per month, excluding salary of the chairman and engineers.
2. The number of engineers employed, and (a) the amount of salary paid to each, (b) the amount of traveling and other expenses of each paid by the State.
3. The number of miles of road (excluding bridges) actually begun and completed, and (a) the cost per mile, exclusive of engineering expenses, (b) engineering expenses per mile.
4. The number of miles of road constructed and completed by the Department, in each county of the State, specifying (a) the mileage of each separate type of road

where more than one type constructed, (b) the average cost per mile of each type, exclusive of engineering fees, (c) the engineering expense per mile of each type, in each county, (d) the method of construction whether by contract, convict labor or both, (e) the number of convicts and the cost of maintenance in each county project, (f) the amount contributed or donated by each county and how expended.

5. The amount of excess over original contract price, if any, actually paid by the Department, on each road project built, with brief statement of the reasons for such excess payment.

6. The number of bridges built on State highways and their location, and (a) type and length of bridge, (b) the cost of each exclusive of engineering expenses, (c) cost of engineering expenses on each bridge.

7. The excess over original contract price paid for the completion of each bridge, if any, briefly stating reasons why the excess was incurred or allowed.

Resolved further, that such data be furnished to the House of Representatives, and the Senate, in as short time as possible, not exceeding fifteen days from the passage and certification hereof to the State Road Department.

Resolved further, that a certified copy hereof be made and furnished forthwith to the Chairman of the State Road Department.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Concurrent Resolution No. 6 contained in the above message was read the first time by its title and was laid over under the rule.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, April 16, 1923.

Hon. T. T. Turnbull,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 36:

A bill to be entitled An Act to require the teaching of the Constitution of the United States, including the study of and devotion to American institutions and ideals in all the Public High Schools, Universities and Colleges of this State, requiring that all applicants for Teachers' Certificates shall also pass a satisfactory examination thereon and show loyalty thereto, and providing a penalty for the wilful violation thereof.

Also—

House Bill No. 38:

A bill to be entitled An Act providing for the appointment of an additional Circuit Judge in and for the Fourth Judicial Circuit of Florida.

Also—

House Bill No. 39:

A bill to be entitled An Act to prohibit and punish the desecration, mutilation or other improper use of the flag of the United States of America; defining certain offenses in the use or exhibition thereof, and prescribing punishment for such offenses.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bill No. 36, contained in the above message was read the first time by its title and referred to the Committee on Education.

And House Bill No. 38, contained in the foregoing message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 39, contained in the foregoing message, was read the first time by its title and referred to the Committee on Miscellaneous Legislation.

Mr. MacWilliams moved to waive the rules and withdraw House Bill No. 39, from its reference, and that the Bill be placed on the Calendar of Local Bills on the second reading.

Which was agreed to by a two-thirds vote.
And the Bill took its place on said Calendar.

ORDER OF THE DAY.

House Concurrent Resolution No. 5, the consideration of which was informally passed over on Friday, was taken up in its special order, and the Resolution was read again for the information of the Senate.

Mr. Lindsey offered the following amendment to House Concurrent Resolution No. 5:

At the end of the Resolution add the following: and such investigations may extend to any camp of State convicts within the State.

Mr. Lindsey moved the adoption of the amendment.

The amendment was adopted.

The question then recurred upon the adoption of the Resolution as amended.

The Resolution as amended was adopted.

And the Resolution as amended by the Senate was ordered to be certified to the House of Representatives.

CONSIDERATION OF BILLS ON THIRD READING.

The consideration of—

Senate Bill No. 5:

A bill to be entitled An Act to amend Sections 4065, 4066, 4068 and 4070 of the Revised General Statutes of Florida, relative to the sale of stocks, bonds and securities of investment companies.

Which was pending at the hour of adjournment on April 13, 1923.

Was taken up in its special order and the roll was called and the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Anderson moved that Senate Bill No. 97 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 97:

A bill to be entitled An Act to amend Section 567 (406), Revised General Statutes of Florida, relating to elections held in special tax school districts, and Section 571 (410), Revised General Statutes of Florida, relating to duties of trustees as to moneys to be raised in such districts.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 97 the roll was called and the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

Nays—None.

So the bill passed, titled as stated.

Mr. Lindsey moved that the rules be waived, and that Senate Bill No. 97 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 97 was so certified.

Mr. Wells moved that the vote by which—

Senate Bill No. 5:

A bill to be entitled An Act to amend Sections 4065, 4066, 4068 and 4070 of the Revised General Statutes of

Florida, relative to the sale of stocks, bonds and securities of investment companies,

Passed the Senate be reconsidered.

Which motion was laid over under the rule.

Senate Bill No. 25:

A bill to be entitled An Act giving and granting to the Park-Wood Lumber Company, a corporation, its successors and assigns, the consent and authority of the State of Florida to construct one or more bridges over the canal from St. Andrews Bay to the Apalachicola River for the purpose of conveying logs and timber from its lands on the west side of said canal to its mill at Port St. Joe, Florida.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 25 the roll was called and the vote was:

Yeas—Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Russell, Scales, Shelley, Singletary, Stokes, Wells, Wicker—26.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 46:

A bill to be entitled An Act regulating the summons of petit jurors in Circuit, Criminal and County Courts; and the summons of grand Jurors in the Circuit Court, amending Section 2787 of the Revised Statutes of Florida, with certain exceptions.

Was taken up in its order and read the third time in full.

On Motion of Mr. Mapoles, the further consideration of the Bill was informally passed over.

By unanimous consent:

Mr. Mitchell withdrew Senate Bill No. 74, from the Calendar.

Senate Bill No. 91:

A bill to be entitled An Act to amend Section 5487, of

the Revised General Statutes of Florida, relating to jurisdiction of County Judge's Court in certain counties in liquor cases.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 97 the roll was called and the vote was:

Yeas—Senators Anderson, Colson, Cone, Hodges, Malone, Mitchell, Overstreet, Phillips, Scales, Wells—10.

Nays—Mr. President, Senators Etheredge, Igou, Johnson, Knabb, MacWilliams, Rowe, Russell, Shelley, Singletary, Stokes, Wicker—12.

So the bill failed to pass.

Senate Bill No. 6:

A bill to be entitled An Act to repeal Sections 539 and 540 of the Revised General Statutes of the State of Florida, relating to the appointment, duties and compensation of Rural School Inspector.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 6 the roll was called and the vote was:

Yeas—Mr. President, Senators Anderson, Colson, Cone, Epperson, Igou, Johnson, Knight, MacWilliams, Malone, Mitchell, Overstreet, Phillips, Rowe, Russell, Singletary, Taylor—17.

Nays—Senators Calkins, Campbell, Eaton, Etheredge, Hodges, Knabb, Lindsay, Mapoles, Shelley, Stokes, Wells, Wicker—12.

So the bill passed, title as stated.

Mr. Lindsay explains his vote on Senate Bill No. 6:

There is such a scarcity of teachers for rural schools that, as a result, teachers are often employed who are not fully prepared for their sacred work, and they, and their pupils, need the helpful oversight and suggestions of these rural school inspectors, and I therefore vote no.

And Senate Bill No. 6 was ordered to be certified to the House of Representatives.

Mr. Campbell moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate at 6:13 o'clock stood adjourned to 11 o'clock a. m. Tuesday, April 17, 1923.